

**EIGHTY-FOURTH GENERAL ASSEMBLY  
2012 REGULAR SESSION  
DAILY  
SENATE CLIP SHEET**

MARCH 29, 2012

**HOUSE AMENDMENT TO  
SENATE FILE 413**

**S-5142**

1 Amend Senate File 413, as amended by the Senate, as  
2 follows:  
3 1. Page 1, line 1, after <Code> by inserting  
4 <Supplement>  
5 2. Page 1, line 14, after <Code> by inserting  
6 <Supplement>  
7 3. Page 1, by striking lines 16 through 19 and  
8 inserting:  
9 <2. For the purposes consistent with this chapter,  
10 the local emergency management agency's approved budget  
11 ~~may~~ shall be funded by one or any combination of the  
12 following options, as determined by the commission:>  
13 4. Page 1, after line 27 by inserting:  
14 e. Other funding sources allowed by law.>  
15 5. Page 2, line 8, by striking <may> and inserting  
16 <shall>  
17 6. Page 2, line 10, after <Code> by inserting  
18 <Supplement>

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**S-5142** FILED MARCH 28, 2012

**HOUSE AMENDMENT TO  
SENATE FILE 2208**

**S-5143**

1 Amend Senate File 2208, as passed by the Senate, as  
2 follows:  
3 1. Page 1, line 4, by striking <All> and inserting  
4 <All Unless otherwise ordered by the court, all>  
5 2. Page 1, line 14, after <duties> by inserting  
6 <unless otherwise ordered by the court>  
7 3. Page 1, line 16, after <disseminated> by  
8 inserting <, without court order,>

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**S-5143** FILED MARCH 28, 2012

HOUSE AMENDMENT TO  
SENATE FILE 2216

S-5144

1 Amend Senate File 2216, as passed by the Senate, as  
2 follows:

3 1. Page 1, by striking lines 6 through 12 and  
4 inserting <for vehicles registered by the county  
5 treasurer ~~and~~, except that "registration year" means  
6 the calendar year for ~~vehicles registered by the~~  
7 ~~department or~~ motor trucks and truck tractors with  
8 a combined gross weight exceeding five tons which  
9 are registered by the county treasurer. For leased  
10 vehicles registered by the county treasurer, except for  
11 motor trucks and truck tractors with a combined gross  
12 weight exceeding five tons, "registration year">

13 2. Page 3, by striking lines 21 and 22 and  
14 inserting:

15 <Sec. \_\_\_\_ Section 321.39, subsection 1, Code 2011,  
16 is amended by striking the subsection.>

17 3. By striking page 4, line 22, through page 5,  
18 line 11, and inserting:

19 <Sec. \_\_\_\_ Section 321.106, Code 2011, is amended  
20 to read as follows:

21 321.106 Registration for fractional part of year.

22 1. When a ~~vehicle is registered under chapter 326~~  
23 ~~or a~~ motor truck, truck tractor, or road tractor is  
24 registered by the county treasurer for a combined gross  
25 weight exceeding five tons and there is no delinquency  
26 and the registration is made in February or succeeding  
27 months through November, the annual registration fee  
28 shall be prorated for the remaining unexpired months  
29 of the registration year. A fee shall not be required  
30 for the month of December for a vehicle registered on a  
31 calendar year basis on which there is no delinquency.  
32 However, ~~except for a vehicle registered under chapter~~  
33 ~~326~~, when such a vehicle is registered in November, the  
34 vehicle may be registered for the remaining unexpired  
35 months of the registration year or for the remaining  
36 unexpired months of the registration year and for the  
37 next registration year, upon payment of the applicable  
38 registration fees.

39 2. When a vehicle is registered under chapter  
40 326 and there is no delinquency and the registration  
41 is made in the second through eleventh month of the  
42 registration year, the annual registration fee shall  
43 be prorated for the remaining unexpired months of the  
44 registration year. However, when such a vehicle is  
45 registered in the eleventh month of the registration  
46 year, the vehicle may be registered for the remaining  
47 unexpired months of the registration year and for the  
48 next registration year, upon payment of the applicable  
49 registration fees.

50 ~~2.~~ 3. When a vehicle is registered on a birth

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1 month basis and there is no delinquency and the  
2 registration is made in the month after the beginning  
3 of the registration year or succeeding months, the  
4 annual registration fee shall be prorated for the  
5 remaining unexpired months of the registration year.  
6 A fee shall not be required for the month of the  
7 owner's birthday for a vehicle on which there is no  
8 delinquency. However, when a vehicle registered on a  
9 birth month basis is registered during the eleventh  
10 month of the registration year, the vehicle may be  
11 registered for the remaining unexpired months of the  
12 registration year or for the remaining unexpired months  
13 of the registration year and for the next registration  
14 year, upon payment of the applicable registration fees.

15 ~~3-~~ 4. If a fee computed under this section  
16 contains a fractional part of a dollar, the fee  
17 shall be computed to the nearest whole dollar. A fee  
18 computed under this section shall not be less than five  
19 dollars. The fee so computed shall be deemed to be  
20 the annual registration fee for the remainder of the  
21 registration year. This subsection does not apply to  
22 vehicles registered under chapter 326.

23 ~~4-~~ 5. A reduction in the annual registration  
24 fee shall not be allowed by the department until the  
25 applicant files satisfactory evidence to prove that  
26 there is no delinquency in registration.>

27 4. Page 6, by striking lines 19 through 21 and  
28 inserting:

29 <Sec. \_\_\_\_\_. Section 321.134, subsections 1 and 2,  
30 Code 2011, are amended to read as follows:>

31 5. By striking page 7, line 13, through page 8,  
32 line 17, and inserting:

33 <2. The annual registration fee for trucks,  
34 truck tractors, and road tractors registered by the  
35 county treasurer, as provided in sections 321.121  
36 and 321.122, may be payable in two equal semiannual  
37 installments if the annual registration fee exceeds  
38 the annual registration fee for a vehicle with a gross  
39 weight exceeding five tons. The penalties provided  
40 in subsection 1 shall be computed on the amount of  
41 the first installment only and on the first day of  
42 the seventh month of the registration period the same  
43 rate of penalty shall apply to the second installment,  
44 until the fee is paid. ~~Semiannual installments do~~  
45 ~~not apply to commercial vehicles, as defined under~~  
46 ~~section 326.2, subject to proportional registration,~~  
47 ~~with a base state other than the state of Iowa, as~~  
48 ~~defined in section 326.2, subsection 1. The penalty on~~  
49 ~~vehicles registered under chapter 326 accrues August 1~~  
50 ~~of each year except as provided in section 326.6. The~~

1 ~~department shall not allow the annual registration fee~~  
2 ~~for a commercial vehicle registered under chapter 326~~  
3 ~~to be paid in two equal semiannual installments for~~  
4 ~~five years after the registrant has paid the annual~~  
5 ~~registration fee late for two consecutive years.>~~

6 6. Page 8, by striking lines 18 and 19.

7 7. Page 8, by striking lines 22 through 32 and  
8 inserting:

9 <2. During or after the seventh month of a current  
10 registration year, the owner of a motor truck, truck  
11 tractor, or road tractor, ~~semitrailer or trailer~~  
12 ~~may~~, if the owner's operation has not resulted in a  
13 conviction or action pending under this section, may  
14 increase the gross weight registration of the vehicle  
15 to a higher gross weight ~~classification~~ registration by  
16 payment of one-twelfth of the difference between the  
17 annual fee for the higher gross weight and the amount  
18 of the fee for the gross weight at which ~~it~~ the vehicle  
19 is registered, multiplied by the number of unexpired  
20 months of the registration year.>

21 8. Page 25, by striking lines 16 through 23  
22 and inserting <section 321.134, subsection 2, to  
23 eliminate semiannual installment payments for certain  
24 registration fees, and the section of this Act amending  
25 section 321.106, relating to proration of certain  
26 registration fees, shall be implemented on and after>

27 9. Title page, line 1, by striking <the  
28 registration of motor trucks, truck>

29 10. Title page, by striking line 2.

30 11. By renumbering as necessary.

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**HOUSE AMENDMENT TO**  
**SENATE FILE 2245**

**S-5149**

- 1 Amend Senate File 2245, as passed by the Senate, as  
2 follows:
- 3 1. Page 1, lines 5 and 6, by striking <committee,  
4 and provide staffing assistance to the committee>  
5 2. Page 1, line 6, by striking <committee shall>  
6 3. Page 1, line 6, after <study> by inserting  
7 <shall evaluate>  
8 4. Page 1, line 9, by striking <committee> and  
9 inserting <study>  
10 5. By striking page 1, line 13, through page 2,  
11 line 3.  
12 6. Page 2, line 4, by striking <committee> and  
13 inserting <commandant of the Iowa veterans home>  
14 7. Page 2, line 4, after <the> by inserting  
15 <department of veterans affairs, the commission of  
16 veterans affairs, the department of public health, the>  
17 8. Page 2, lines 7 and 8, by striking <In the  
18 report the committee shall advise or> and inserting  
19 <The report shall>  
20 9. By renumbering as necessary.

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**S-5149** FILED MARCH 28, 2012

S-5147

1 Amend Senate File 2286 as follows:

2 1. By striking everything after the enacting clause  
3 and inserting:

4 <Section 1. NEW SECTION. 476D.1 Definitions.

5 As used in this chapter, unless the context  
6 otherwise requires:

7 1. "Board" means the utilities board within the  
8 utilities division of the department of commerce.

9 2. "Dairy producer" means any person or entity that  
10 owns or operates a dairy farm or that owns cows that do  
11 or are intended to produce milk.

12 3. "Utility" means a public utility as defined in  
13 section 476.1 or, for purposes of this chapter, any  
14 other person owning or operating more than one thousand  
15 five hundred miles of transmission lines and associated  
16 facilities in this state.

17 Sec. 2. NEW SECTION. 476D.2 Utility inspections –  
18 stray current or voltage.

19 1. A dairy producer in this state that claims that  
20 its dairy cows are being affected by stray current  
21 or voltage shall provide written notice to a utility  
22 providing electric service to the dairy producer and  
23 may provide written notice to the board. The notice  
24 shall include a nonbinding statement as to why the  
25 dairy producer claims its dairy cows are being affected  
26 by electrical energy attributable to the utility.

27 2. a. Within fourteen business days after receipt  
28 of a notice alleging stray current or voltage by a  
29 utility pursuant to subsection 1, the utility shall  
30 take or arrange for the taking of measurements to  
31 identify the existence and magnitude of the stray  
32 current or voltage, if any. A dairy producer providing  
33 notice of the claim shall permit entry onto the dairy  
34 farm at dates and times mutually agreed upon by the  
35 dairy producer and the utility. The utility shall  
36 perform no other service or inspection on the dairy  
37 farm beyond taking measurements of stray current  
38 or voltage, except the utility may advise the dairy  
39 producer as to recommended on-farm remedial action  
40 and may perform such on-farm remedial action with the  
41 permission of the dairy producer. The utility or  
42 its representative shall abide by the dairy farm's  
43 biosecurity protocols or, if none, generally accepted  
44 biosecurity protocols in the industry, prior to entry  
45 onto the dairy farm. The utility shall be provided  
46 advance notice of any biosecurity protocols adopted by  
47 the dairy producer.

48 b. A dairy producer may include with the notice  
49 provided pursuant to subsection 1, or in a subsequent  
50 notice, a written request for the board to take or

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1 arrange for the taking of separate and independent  
2 measurements to identify the existence and magnitude  
3 of stray current or voltage, if any. Such a request  
4 may also be made by the utility. Measurements by the  
5 board shall be taken by a representative of the board  
6 directly, or by a neutral third-party expert selected  
7 by the board for such purposes. A dairy producer  
8 providing notice of the claim shall permit entry onto  
9 the dairy farm at dates and times mutually agreed upon  
10 by the dairy producer and the board, a representative  
11 of the board directly, or by a neutral third-party  
12 expert selected by the board for such purposes. The  
13 board or a selected third-party expert shall perform  
14 no other service or inspection on the dairy farm  
15 beyond taking measurements of stray current or voltage,  
16 except the board or third-party expert may advise the  
17 dairy producer as to recommended on-farm remedial  
18 action. The board or the third-party expert shall  
19 abide by the dairy farm's biosecurity protocols or,  
20 if none, by generally accepted biosecurity protocols  
21 in the industry, prior to entry onto the dairy farm.  
22 The board shall be provided advance notice of any  
23 biosecurity protocols adopted by the dairy producer.  
24 The board shall subsequently prepare or cause to be  
25 prepared a determination of source document which shall  
26 be made available to both the dairy producer and the  
27 utility.

28 Sec. 3. NEW SECTION. 476D.3 Rules.

29 The board shall by rule establish procedures and  
30 protocols to be used for the measurement of stray  
31 current or voltage. The board shall review the rules  
32 from time to time, or upon petition to the board, to  
33 ensure that the procedures and protocols continue to  
34 be scientifically and technologically accurate and a  
35 reliable means of detecting stray current or voltage.>

**By STEVEN SODDERS**

**SENATE FILE 2286**

**S-5151**

1 Amend the amendment, S-5147, to Senate File 2286 as  
2 follows:

3 1. Page 2, line 27, after <utility.> by  
4 inserting <Any conclusion or determination in such a  
5 determination of source document shall not be construed  
6 to create a presumption or conclusive proof of the  
7 existence or lack of existence of proximate cause or  
8 damage as a result of stray current or voltage in any  
9 civil action for damages or injunctive relief. The  
10 board's measurements and determinations in accordance  
11 with this chapter shall be considered to be an advisory  
12 opinion of the board and shall not be binding on the  
13 court.>

14 2. Page 2, line 35, after <voltage.> by inserting  
15 <The procedures and protocols established by the  
16 board shall only be used for the purpose of taking  
17 measurements under section 476D.2. Such procedures  
18 and protocols shall not be construed to create a  
19 presumption or conclusive proof of the existence or  
20 lack of existence of proximate cause or damage as a  
21 result of stray current or voltage in any civil action  
22 for damages or injunctive relief.>

**By** DR. JOE M. SENG  
DAVID JOHNSON

**S-5151** FILED MARCH 28, 2012  
LOST

**HOUSE AMENDMENT TO  
SENATE FILE 2289**

**S-5150**

1 Amend Senate File 2289, as passed by the Senate, as  
2 follows:

3 1. By striking page 1, line 33, through page 2,  
4 line 7.

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**S-5150** FILED MARCH 28, 2012



HOUSE AMENDMENT TO  
SENATE FILE 2316

S-5148

1 Amend Senate File 2316, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. By striking everything after the enacting clause  
4 and inserting:

<DIVISION I

REBUILD IOWA INFRASTRUCTURE FUND

7 Section 1. There is appropriated from the rebuild  
8 Iowa infrastructure fund to the following departments  
9 and agencies for the following fiscal years the  
10 following amounts, or so much thereof as is necessary,  
11 to be used for the purposes designated:

12 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

13 a. For projects related to major repairs and major  
14 maintenance for state buildings and facilities:

15 FY 2012-2013..... \$ 20,000,000

16 FY 2013-2014..... \$ 20,000,000

17 b. For renovations and related improvements to a  
18 cottage at the Iowa juvenile home at Toledo:

19 FY 2012-2013..... \$ 500,000

20 2. DEPARTMENT OF CORRECTIONS:

21 For repairs and renovation of the hot water loop  
22 system at the Newton correctional facility:

23 FY 2012-2013..... \$ 425,000

24 3. DEPARTMENT OF CULTURAL AFFAIRS

25 a. For exterior and interior repairs and related  
26 improvements to the state historical building,  
27 including the addition of a visitor center:

28 FY 2012-2013..... \$ 2,000,000

29 b. For deposit into the Iowa great places program  
30 fund created in section 303.3D for Iowa great places  
31 program projects that meet the definition of the term  
32 "vertical infrastructure" in section 8.57, subsection  
33 6, paragraph "c":

34 FY 2012-2013..... \$ 1,000,000

35 4. DEPARTMENT OF EDUCATION

36 a. For accelerated career education program capital  
37 projects at community colleges that are authorized  
38 under chapter 260G and that meet the definition of  
39 the term "vertical infrastructure" in section 8.57,  
40 subsection 6, paragraph "c":

41 FY 2012-2013..... \$ 5,000,000

42 b. For maintenance and lease costs associated with  
43 connections for part III of the Iowa communications  
44 network, notwithstanding section 8.57, subsection 6,  
45 paragraph "c":

46 FY 2012-2013..... \$ 2,727,000

47 5. DEPARTMENT OF HUMAN SERVICES

48 For the renovation and construction of certain  
49 nursing facilities, consistent with the provisions of  
50 chapter 249K:

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1 FY 2012-2013..... \$ 250,000

2 6. IOWA TELECOMMUNICATIONS AND TECHNOLOGY

3 COMMISSION

4 For replacement of equipment for the Iowa  
5 communications network, notwithstanding section 8.57,  
6 subsection 6, paragraph "c":

7 FY 2012-2013..... \$ 2,248,653

8 The commission may continue to enter into contracts  
9 pursuant to section 8D.13 for the replacement of  
10 equipment and for operations and maintenance costs of  
11 the network.

12 In addition to moneys appropriated in this  
13 subsection, the commission may use a financing  
14 agreement entered into by the treasurer of state in  
15 accordance with section 12.28 for the replacement  
16 of equipment for the network. For purposes of this  
17 subsection, the treasurer of state is not subject to  
18 the maximum principal limitation contained in section  
19 12.28, subsection 6. Repayment of any amounts financed  
20 shall be made from receipts associated with fees  
21 charged for use of the network.

22 7. DEPARTMENT OF NATURAL RESOURCES

23 For implementation of lake projects that have  
24 established watershed improvement initiatives  
25 and community support in accordance with the  
26 department's annual lake restoration plan and report,  
27 notwithstanding section 8.57, subsection 6, paragraph  
28 "c":

29 FY 2012-2013..... \$ 5,459,000

30 8. DEPARTMENT OF PUBLIC DEFENSE

31 a. For major maintenance projects at national guard  
32 armories and facilities:

33 FY 2012-2013..... \$ 2,000,000

34 b. For construction improvement projects at  
35 statewide readiness centers:

36 FY 2012-2013..... \$ 2,050,000

37 c. For construction upgrades at Camp Dodge  
38 including sanitary system and sewer system  
39 improvements:

40 FY 2012-2013..... \$ 610,000

41 d. For renovation, repair, and related improvements  
42 at the joint forces headquarters building:

43 FY 2012-2013..... \$ 500,000

44 9. BOARD OF REGENTS

45 For allocation by the state board of regents to the  
46 state university of Iowa, Iowa state university of  
47 science and technology, and the university of northern  
48 Iowa to reimburse the institutions for deficiencies  
49 in the operating funds resulting from the pledging of  
50 tuition, student fees and charges, and institutional

1 income to finance the cost of providing academic and  
2 administrative buildings and facilities and utility  
3 services at the institutions:  
4 FY 2012-2013..... \$ 25,130,412  
5 10. DEPARTMENT OF TRANSPORTATION  
6 a. For acquiring, constructing, and improving  
7 recreational trails within the state:  
8 FY 2012-2013..... \$ 3,000,000  
9 b. For deposit into the public transit  
10 infrastructure grant fund created in section 324A.6A,  
11 for projects that meet the definition of "vertical  
12 infrastructure" in section 8.57, subsection 6,  
13 paragraph "c":  
14 FY 2012-2013..... \$ 1,500,000  
15 c. For infrastructure improvements at the  
16 commercial service airports within the state:  
17 FY 2012-2013..... \$ 1,500,000  
18 d. For infrastructure improvements at general  
19 aviation airports within the state:  
20 FY 2012-2013..... \$ 750,000  
21 e. For deposit into the railroad revolving loan and  
22 grant fund created in section 327H.20A, notwithstanding  
23 section 8.57, subsection 6, paragraph "c":  
24 FY 2012-2013..... \$ 1,500,000  
25 11. DEPARTMENT OF VETERANS AFFAIRS  
26 For a boiler replacement and related improvements  
27 at the Iowa veterans home:  
28 FY 2012-2013..... \$ 975,919  
29 12. STATE FAIR AUTHORITY  
30 For renovations and improvements including but not  
31 limited to the cultural center at the state fair:  
32 FY 2012-2013..... \$ 500,000  
33 13. TREASURER OF STATE  
34 For distribution in accordance with chapter 174 to  
35 qualified fairs which belong to the association of Iowa  
36 fairs for county fair infrastructure improvements:  
37 FY 2012-2013..... \$ 1,060,000  
38 Sec. 2. REVERSION. For purposes of section 8.33,  
39 unless specifically provided otherwise, unencumbered  
40 or unobligated moneys made from an appropriation in  
41 this division of this Act shall not revert but shall  
42 remain available for expenditure for the purposes  
43 designated until the close of the fiscal year that ends  
44 three years after the end of the fiscal year for which  
45 the appropriation is made. However, if the project  
46 or projects for which such appropriation was made are  
47 completed in an earlier fiscal year, unencumbered or  
48 unobligated moneys shall revert at the close of that  
49 same fiscal year.

## 1 TECHNOLOGY REINVESTMENT FUND

2 Sec. 3. There is appropriated from the technology  
 3 reinvestment fund created in section 8.57C to the  
 4 following entities for the fiscal year beginning July  
 5 1, 2012, and ending June 30, 2013, the following  
 6 amounts, or so much thereof as is necessary, to be used  
 7 for the purposes designated:

## 8 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

9 For technology improvement projects:

10 ..... \$ 1,000,000

## 11 2. DEPARTMENT OF CORRECTIONS

12 a. For costs associated with the Iowa corrections  
 13 offender network data system:

14 ..... \$ 500,000

15 b. For the provision of land mobile radio  
 16 communications equipment purchased by the department of  
 17 corrections with the goal of achieving compliance with  
 18 the federal communications commission's narrowbanding  
 19 mandate deadline, and for achieving interoperability as  
 20 defined in section 80.28:

21 ..... \$ 3,500,000

22 If the department of public safety enters into a  
 23 public-private partnership, through a competitive  
 24 bidding process, for the provision of the statewide  
 25 network and the purchase of compatible equipment, the  
 26 department of corrections shall join that effort.

27 As a condition of this appropriation, all land  
 28 mobile radio communications equipment purchased by  
 29 the department of corrections shall be compliant with  
 30 the federal communications commission's narrowbanding  
 31 mandate and shall provide the maximum amount of  
 32 statewide coverage and interoperability, throughout  
 33 all phases of migration, to the department of public  
 34 safety's future statewide digital radio network  
 35 utilizing P-25 standards.

## 36 3. DEPARTMENT OF EDUCATION

37 a. For the continued development and implementation  
 38 of an educational data warehouse that will be utilized  
 39 by teachers, parents, school district administrators,  
 40 area education agency staff, department of education  
 41 staff, and policymakers:

42 ..... \$ 600,000

43 The department may use a portion of the moneys  
 44 appropriated in this lettered paragraph for an  
 45 e-transcript data system capable of tracking students  
 46 throughout their education via interconnectivity with  
 47 multiple schools.

48 b. To the public broadcasting division for the  
 49 purchase of eight high-powered transmitting tubes:

50 ..... \$ 320,000

1 4. DEPARTMENT OF HUMAN RIGHTS  
2 For the cost of equipment and computer software for  
3 the continued development and implementation of Iowa's  
4 criminal justice information system:

5 ..... \$ 1,742,397

6 5. DEPARTMENT OF MANAGEMENT

7 a. For the continued development and implementation  
8 of a searchable database that can be placed on the  
9 internet for budget and financial information:

10 ..... \$ 45,000

11 b. For completion of the comprehensive electronic  
12 grant management system:

13 ..... \$ 125,000

14 6. IOWA JUDICIAL BRANCH

15 For costs associated with the continued development  
16 and implementation of the electronic document  
17 management system:

18 ..... \$ 4,000,000

19 Sec. 4. REVERSION. For purposes of section 8.33,  
20 unless specifically provided otherwise, unencumbered  
21 or unobligated moneys made from an appropriation in  
22 this division of this Act shall not revert but shall  
23 remain available for expenditure for the purposes  
24 designated until the close of the fiscal year that ends  
25 three years after the end of the fiscal year for which  
26 the appropriation was made. However, if the project  
27 or projects for which such appropriation was made are  
28 completed in an earlier fiscal year, unencumbered or  
29 unobligated moneys shall revert at the close of that  
30 same fiscal year.

31 DIVISION III

32 CHILDREN'S HEALTH INSURANCE PROGRAM — TECHNOLOGY  
33 REINVESTMENT FUND

34 Sec. 5. CHILDREN'S HEALTH INSURANCE PROGRAM —  
35 TECHNOLOGY REINVESTMENT FUND. Moneys received from  
36 the federal government through the child enrollment  
37 contingency fund established pursuant to section 103  
38 of the federal Children's Health Insurance Program  
39 Reauthorization Act of 2009, Pub. L. No. 111-3, are  
40 appropriated to the technology reinvestment fund  
41 created in section 8.57C for the following fiscal  
42 years, to be used, in addition to any other amounts  
43 appropriated to the technology reinvestment fund, for  
44 the purposes of section 8.57C, subsection 2:

45 FY 2012-2013..... \$ 14,000,000

46 FY 2013-2014..... \$ 6,000,000

47 The moneys appropriated pursuant to this section  
48 shall not be used for any appropriations that receive  
49 federal funding. Notwithstanding section 8.33 the  
50 moneys appropriated in this section shall not revert to

1 the fund from which appropriated.

2 DIVISION IV

3 DEPARTMENT OF TRANSPORTATION — RADIOS

4 Sec. 6. DEPARTMENT OF TRANSPORTATION —

5 RADIOS. All land mobile radio communications equipment  
6 purchased by the department of transportation shall be  
7 compliant with the federal communications commission's  
8 narrowbanding mandate and shall provide the maximum  
9 amount of statewide coverage and interoperability,  
10 throughout all phases of migration, to the department  
11 of public safety's future statewide digital radio  
12 network utilizing P-25 standards.

13 Sec. 7. EFFECTIVE UPON ENACTMENT. This division of  
14 this Act, being deemed of immediate importance, takes  
15 effect upon enactment.

16 Sec. 8. RETROACTIVE APPLICABILITY. This division  
17 of this Act applies retroactively to July 1, 2011.

18 DIVISION V

19 ENDOWMENT FOR IOWA'S HEALTH RESTRICTED CAPITALS FUND

20 ACCOUNT — APPROPRIATION

21 Sec. 9. ENDOWMENT FOR IOWA'S HEALTH RESTRICTED  
22 CAPITALS FUND ACCOUNT. There is appropriated from  
23 the endowment for Iowa's health restricted capitals  
24 fund account to the department of education for the  
25 fiscal year beginning July 1, 2012, and ending June 30,  
26 2013, the following amount, or so much thereof as is  
27 necessary, to be used for the purpose designated:

28 For major renovation and major repair needs,  
29 including health, life, and fire safety needs and for  
30 compliance with the federal Americans with Disabilities  
31 Act, for state buildings and facilities under the  
32 purview of the community colleges:

33 ..... \$ 2,000,000

34 Sec. 10. REVERSION. For purposes of section 8.33,  
35 unless specifically provided otherwise, unencumbered  
36 or unobligated moneys made from an appropriation in  
37 this division of this Act shall not revert but shall  
38 remain available for expenditure for the purposes  
39 designated until the close of the fiscal year that ends  
40 one year after the end of the fiscal year for which  
41 the appropriation is made. However, if the project  
42 or projects for which such appropriation was made are  
43 completed in an earlier fiscal year, unencumbered or  
44 unobligated moneys shall revert at the close of that  
45 same fiscal year.

46 DIVISION VI

47 CHANGES TO PRIOR APPROPRIATIONS

48 Sec. 11. 2009 Iowa Acts, chapter 170, section  
49 25, subsection 1, paragraph d, is amended to read as  
50 follows:

1 d. DEPARTMENT OF PUBLIC SAFETY

2 For construction of a state emergency response  
3 training facility to be located in merged area XI:

4 ..... \$ 2,000,000  
5 0

6 Sec. 12. 2011 Iowa Acts, chapter 128, section 19,  
7 subsection 2, is amended to read as follows:

8 2. a. The mobile radios purchased by the  
9 department of natural resources pursuant to subsection  
10 1 shall be compatible with a statewide public safety  
11 radio network, ~~if created in legislation enacted by~~  
12 ~~the 2011 regular session of the General Assembly,~~  
13 ~~which may include provisions in 2011 Iowa Acts,~~  
14 Senate File 541, if enacted 2011 Iowa Acts, ch. 133,  
15 section 3, subsection 8, paragraph a. The department  
16 shall purchase the mobile radios after conducting a  
17 competitive bidding process.

18 b. As a condition of this appropriation, all land  
19 mobile radio communications equipment purchased by the  
20 department of natural resources shall be compliant with  
21 the federal communications commission's narrowbanding  
22 mandate and shall provide the maximum amount of  
23 statewide coverage and interoperability, throughout  
24 all phases of migration, to the department of public  
25 safety's future statewide digital radio network  
26 utilizing P-25 standards.

27 Sec. 13. 2011 Iowa Acts, chapter 133, section  
28 1, subsection 3, paragraph b, is amended to read as  
29 follows:

30 b. For the construction project and one-time  
31 furniture, fixture, and equipment costs at the Iowa  
32 correctional facility for women at Mitchellville:

33 FY 2011-2012..... \$ 3,061,556  
34 FY 2012-2013..... \$ 5,391,062  
35 FY 2013-2014..... \$ 26,769,040

36 Sec. 14. 2011 Iowa Acts, chapter 133, section  
37 1, subsection 10, paragraph c, is amended to read as  
38 follows:

39 c. For projects for immediate fire safety needs  
40 and for compliance with the federal Americans with  
41 Disabilities Act, at the regents institutions:

42 FY 2011-2012..... \$ 2,000,000  
43 FY 2012-2013..... \$ 2,000,000

44 Of the amounts appropriated in this lettered  
45 paragraph, up to \$2,000,000 may be used to fund  
46 deductibles on property insurance and to provide  
47 the necessary match for funds which may be available  
48 from the federal emergency management agency for the  
49 cleanup, repair, and restoration of facilities at the  
50 state school for the deaf and the Iowa braille and



1 sight saving school due to storm damage in the calendar  
 2 year 2011, notwithstanding section 8.57, subsection 6,  
 3 paragraph "c".

4 Sec. 15. 2011 Iowa Acts, chapter 133, section  
 5 1, subsection 13, paragraph b, is amended to read as  
 6 follows:

7 b. For the Iowa veterans home to upgrade generator  
 8 emissions controls to meet required stack emissions  
 9 for four generators and ~~related improvements~~ for the  
 10 construction of a building that secures vehicles during  
 11 nonuse and inclement weather:

12 FY 2011-2012..... \$ 250,000

13 Sec. 16. 2011 Iowa Acts, chapter 133, section  
 14 3, subsection 8, paragraph a, is amended to read as  
 15 follows:

16 a. For the provision of a statewide public safety  
 17 radio network and the purchase of compatible radio  
 18 communications equipment with the goal of achieving  
 19 compliance with the federal communications commission's  
 20 narrowbanding mandate deadline, and for achieving  
 21 "interoperability", as defined in section 80.28:

22 FY 2011-2012..... \$ 2,500,000

23 FY 2012-2013..... \$ 2,500,000

24 FY 2013-2014..... \$ 2,500,000

25 Of the amounts appropriated in this lettered  
 26 paragraph, the department of public safety may  
 27 enter into a public-private partnership, through a  
 28 competitive bidding process, for the provision of  
 29 the statewide network and the purchase of compatible  
 30 equipment.

31 As a condition of this appropriation, all land  
 32 mobile radio communications equipment purchased by the  
 33 department of public safety shall be compliant with  
 34 the federal communications commission's narrowbanding  
 35 mandate and shall provide the maximum amount of  
 36 statewide coverage and interoperability, throughout  
 37 all phases of migration, to the department of public  
 38 safety's future statewide digital radio network  
 39 utilizing P-25 standards.

40 On or before January 13, 2012, the department of  
 41 public safety shall provide a report to the legislative  
 42 services agency and the department of management.

43 The report shall detail the status of the funds  
 44 appropriated in this subsection and shall include  
 45 the estimated needs of the departments of public  
 46 safety, corrections, and natural resources to achieve  
 47 interoperability and to meet the federal narrowbanding  
 48 mandate, any changes in estimated costs to meet those  
 49 needs, and the status of requests for proposals to  
 50 develop a public-private partnership.



1 Sec. 17. 2011 Iowa Acts, chapter 133, section 5,  
2 subsection 1, is amended to read as follows:

3 1. DEPARTMENT OF CORRECTIONS

4 For the construction project and one-time furniture,  
5 fixture, and equipment costs at the Iowa correctional  
6 facility for women at Mitchellville:

7 ..... \$ 4,430,952

8 Sec. 18. EFFECTIVE UPON ENACTMENT. This division  
9 of this Act, being deemed of immediate importance,  
10 takes effect upon enactment.

11 DIVISION VII

12 MISCELLANEOUS CODE CHANGES

13 Sec. 19. Section 8.57, subsection 6, paragraph  
14 e, subparagraph (1), subparagraph division (d),  
15 subparagraph subdivision (ii), Code Supplement 2011, is  
16 amended to read as follows:

17 (ii) However, in lieu of the deposit in  
18 subparagraph subdivision (i), for the fiscal year  
19 beginning July 1, 2010, and for each fiscal year  
20 thereafter until the principal and interest on all  
21 bonds issued by the treasurer of state pursuant to  
22 section 12.87 are paid, as determined by the treasurer  
23 of state, ~~sixty-four~~ fifty-five million seven hundred  
24 fifty thousand dollars of the excess moneys directed to  
25 be deposited in the rebuild Iowa infrastructure fund  
26 under subparagraph subdivision (i) shall be deposited  
27 in the general fund of the state.

28 Sec. 20. Section 8.57A, subsection 4, paragraph c,  
29 Code Supplement 2011, is amended to read as follows:

30 c. There is appropriated from the rebuild Iowa  
31 infrastructure fund for the fiscal year beginning  
32 July 1, 2012, and ending June 30, 2013, the sum  
33 of ~~thirty-five~~ twenty-three million dollars to the  
34 environment first fund, notwithstanding section 8.57,  
35 subsection 6, paragraph "c".

36 Sec. 21. Section 8.57C, subsection 3, paragraph a,  
37 Code Supplement 2011, is amended to read as follows:

38 a. (1) There is appropriated from the general fund  
39 of the state for the fiscal year beginning July 1,  
40 2012, ~~and for each subsequent fiscal year thereafter~~  
41 ending June 30, 2013, the sum of ~~seventeen~~ five million  
42 ~~five hundred thousand~~ dollars, and for the fiscal year  
43 beginning July 1, 2013, and ending June 30, 2014,  
44 the sum of five million dollars to the technology  
45 reinvestment fund.

46 (2) There is appropriated from the general fund of  
47 the state for the fiscal year beginning July 1, 2014,  
48 and for each subsequent fiscal year thereafter, the sum  
49 of seventeen million five hundred thousand dollars to  
50 the technology reinvestment fund.

1 Sec. 22. Section 16.181A, subsection 1, Code 2011,  
2 is amended by striking the subsection.

3 Sec. 23. Section 428A.8, subsection 2, paragraphs  
4 d, e, and f, Code 2011, are amended to read as follows:

5 d. For the fiscal year beginning July 1, 2012,  
6 ~~seventy-five~~ forty-two and one-half percent of the  
7 receipts shall be deposited in the general fund, ~~twenty~~  
8 forty-two and one-half percent of the receipts shall be  
9 transferred to the housing trust fund, and five percent  
10 of the receipts shall be transferred to the shelter  
11 assistance fund.

12 e. For the fiscal year beginning July 1, 2013,  
13 ~~seventy~~ forty-seven and one-half percent of the  
14 receipts shall be deposited in the general fund,  
15 ~~twenty-five~~ forty-seven and one-half percent of the  
16 receipts shall be transferred to the housing trust  
17 fund, and five percent of the receipts shall be  
18 transferred to the shelter assistance fund.

19 f. For the fiscal year beginning July 1, 2014, and  
20 each succeeding fiscal year, ~~sixty-five~~ forty-two and  
21 one-half percent of the receipts shall be deposited in  
22 the general fund, ~~thirty~~ forty-two and one-half percent  
23 of the receipts shall be transferred to the housing  
24 trust fund, and five percent of the receipts shall be  
25 transferred to the shelter assistance fund.

26 Sec. 24. Section 428A.8, subsection 3, Code 2011,  
27 is amended to read as follows:

28 3. Notwithstanding subsection 2, the amount of  
29 money that shall be transferred pursuant to this  
30 section to the housing trust fund in any one fiscal  
31 year shall not exceed ~~three~~ six million dollars. Any  
32 money that otherwise would be transferred pursuant to  
33 this section to the housing trust fund in excess of  
34 that amount shall be deposited in the general fund of  
35 the state.>

36 2. Title page, by striking lines 2 through 5 and  
37 inserting <departments, agencies, and entities from  
38 the rebuild Iowa infrastructure fund, the technology  
39 reinvestment fund, and the endowment for Iowa's health  
40 restricted capitals fund, providing for related>

RECEIVED FROM THE HOUSE

**HOUSE AMENDMENT TO**  
**SENATE FILE 2321**

**S-5145**

1 Amend Senate File 2321, as amended, passed, and  
2 reprinted by the Senate, as follows:

3 1. By striking everything after the enacting clause  
4 and inserting:

5 <MIDWESTERN HIGHER EDUCATION COMPACT

6 Section 1. 2011 Iowa Acts, chapter 132, section 32,  
7 is amended to read as follows:

8 SEC. 32. There is appropriated from the general  
9 fund of the state to the department of education for  
10 the following fiscal years, the following amounts, or  
11 so much thereof as is necessary, to be used for the  
12 purposes designated:

13 To be distributed to the midwestern higher education  
14 compact to pay Iowa's member state annual obligation:

15 FY 2010-2011.....	\$	39,000
16 FY 2011-2012.....	\$	100,000
17 FY 2012-2013.....	\$	<del>50,000</del>
18		<u>100,000</u>

19 Notwithstanding section 8.33, moneys appropriated  
20 in this section, to the department of education  
21 for purposes of paying Iowa's member state annual  
22 obligation under the midwestern higher education  
23 compact, that remain unencumbered or unobligated at the  
24 close of the fiscal year beginning July 1, 2010, and  
25 ending June 30, 2011, shall not revert but shall remain  
26 available for expenditure for the purpose designated  
27 until the close of the succeeding fiscal year.

28 DEPARTMENT FOR THE BLIND

29 Sec. 2. 2011 Iowa Acts, chapter 132, section 97, is  
30 amended to read as follows:

31 SEC. 97. ADMINISTRATION. There is appropriated  
32 from the general fund of the state to the department  
33 for the blind for the fiscal year beginning July 1,  
34 2012, and ending June 30, 2013, the following amount,  
35 or so much thereof as is necessary, to be used for the  
36 purposes designated:

37 1. For salaries, support, maintenance,  
38 miscellaneous purposes, and for not more than the  
39 following full-time equivalent positions:

40 .....	\$	<del>845,908</del>
41		<u>1,691,815</u>
42 .....	FTEs	88.00

43 2. For costs associated with universal access to  
44 audio information over the phone on demand for blind  
45 and print handicapped Iowans:

46 .....	\$	<del>25,000</del>
47		<u>50,000</u>

48 COLLEGE STUDENT AID COMMISSION

49 Sec. 3. 2011 Iowa Acts, chapter 132, section 98, is  
50 amended to read as follows:

**S-5145**

1 SEC. 98. There is appropriated from the general  
 2 fund of the state to the college student aid commission  
 3 for the fiscal year beginning July 1, 2012, and ending  
 4 June 30, 2013, the following amounts, or so much  
 5 thereof as is necessary, to be used for the purposes  
 6 designated:

7 1. GENERAL ADMINISTRATION

8 For salaries, support, maintenance, miscellaneous  
 9 purposes, and for not more than the following full-time  
 10 equivalent positions:

11 .....	\$	<u>116,472</u>
12 .....		<u>232,943</u>
13 .....	FTEs	<u>3.95</u>

14 ~~2. STUDENT AID PROGRAMS~~

15 ~~For payments to students for the Iowa grant program~~  
 16 ~~established in section 261.93:~~

17 .....	\$	<u>395,589</u>
----------	----	----------------

18 ~~3. DES MOINES UNIVERSITY — HEALTH CARE~~

19 ~~PROFESSIONAL RECRUITMENT PROGRAM~~

20 ~~For forgivable loans to Iowa students attending Des~~  
 21 ~~Moines university — osteopathic medical center under~~  
 22 ~~the forgivable loan repayment program for health care~~  
 23 ~~professionals established pursuant to section 261.19:~~

24 .....	\$	<u>162,987</u>
25 .....		<u>325,973</u>

26 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM

27 For purposes of providing national guard educational  
 28 assistance under the program established in section  
 29 261.86:

30 .....	\$	<u>1,593,117</u>
31 .....		<u>4,486,233</u>

32 5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM

33 For the teacher shortage loan forgiveness program  
 34 established in section 261.112:

35 .....	\$	<u>196,226</u>
36 .....		<u>392,452</u>

37 6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM

38 For purposes of the all Iowa opportunity foster care  
 39 grant program established pursuant to section 261.6:

40 .....	\$	<u>277,029</u>
41 .....		<u>554,057</u>

42 7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

43 a. For purposes of the all Iowa opportunity  
 44 scholarship program established pursuant to section  
 45 261.87:

46 .....	\$	<u>1,120,427</u>
47 .....		<u>2,240,854</u>

48 b. If the moneys appropriated by the general  
 49 assembly to the college student aid commission for  
 50 fiscal year 2012-2013 for purposes of the all Iowa

1 opportunity scholarship program exceed \$500,000,  
 2 "eligible institution" as defined in section 261.87,  
 3 shall, during fiscal year 2012-2013, include accredited  
 4 private institutions as defined in section 261.9,  
 5 subsection 1.

6 ~~8. REGISTERED NURSE AND NURSE EDUCATOR LOAN~~  
 7 ~~FORGIVENESS PROGRAM~~

8 ~~a. For purposes of the registered nurse and nurse~~  
 9 ~~educator loan forgiveness program established pursuant~~  
 10 ~~to section 261.23:~~

11 ..... \$ 40,426

12 ~~b. It is the intent of the general assembly that~~  
 13 ~~the commission continue to consider moneys allocated~~  
 14 ~~pursuant to this subsection as moneys that meet the~~  
 15 ~~state matching funds requirements of the federal~~  
 16 ~~leveraging educational assistance program and the~~  
 17 ~~federal supplemental leveraging educational assistance~~  
 18 ~~program established under the Higher Education Act of~~  
 19 ~~1965, as amended.~~

20 ~~9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION~~  
 21 ~~GRANT PROGRAM~~

22 ~~For purposes of the barber and cosmetology arts and~~  
 23 ~~sciences tuition grant program established pursuant to~~  
 24 ~~section 261.18:~~

25 ..... \$ 18,469

26 DEPARTMENT OF EDUCATION

27 Sec. 4. 2011 Iowa Acts, chapter 132, section 102,  
 28 is amended to read as follows:

29 SEC. 102. There is appropriated from the general  
 30 fund of the state to the department of education for  
 31 the fiscal year beginning July 1, 2012, and ending June  
 32 30, 2013, the following amounts, or so much thereof as  
 33 is necessary, to be used for the purposes designated:

34 1. GENERAL ADMINISTRATION

35 For salaries, support, maintenance, miscellaneous  
 36 purposes, and for not more than the following full-time  
 37 equivalent positions:

38 ..... \$ 2,956,906

39 ..... 5,913,812

40 ..... FTES 81.67

41 2. VOCATIONAL EDUCATION ADMINISTRATION

42 For salaries, support, maintenance, miscellaneous  
 43 purposes, and for not more than the following full-time  
 44 equivalent positions:

45 ..... \$ 224,638

46 ..... 598,197

47 ..... FTES 11.50

48 3. VOCATIONAL REHABILITATION SERVICES DIVISION

49 a. For salaries, support, maintenance,  
 50 miscellaneous purposes, and for not more than the

Page 4

1 following full-time equivalent positions:  
2 ..... \$ ~~2,481,584~~  
3 ..... 4,963,168  
4 ..... FTEs 255.00  
5 b. For matching funds for programs to enable  
6 persons with severe physical or mental disabilities to  
7 function more independently, including salaries and  
8 support, and for not more than the following full-time  
9 equivalent position:  
10 ..... \$ ~~19,564~~  
11 ..... 39,128  
12 ..... FTEs 1.00  
13 c. For the entrepreneurs with disabilities program  
14 established pursuant to section 259.4, subsection 9:  
15 ..... \$ ~~72,768~~  
16 ..... 145,535  
17 d. For costs associated with centers for  
18 independent living:  
19 ..... \$ ~~20,147~~  
20 ..... 40,294  
21 4. STATE LIBRARY  
22 a. For salaries, support, maintenance,  
23 miscellaneous purposes, and for not more than the  
24 following full-time equivalent positions:  
25 ..... \$ ~~604,810~~  
26 ..... 1,209,619  
27 ..... FTEs 17.00  
28 b. For the enrich Iowa program established under  
29 section 256.57:  
30 ..... \$ ~~837,114~~  
31 ..... 1,674,227  
32 5. LIBRARY SERVICE AREA SYSTEM  
33 For ~~state aid~~ salaries, support, maintenance,  
34 miscellaneous purposes, and for not more than the  
35 following full-time equivalent positions:  
36 ..... \$ ~~502,722~~  
37 ..... 1,005,444  
38 ..... FTEs 12.00  
39 6. PUBLIC BROADCASTING DIVISION  
40 For salaries, support, maintenance, capital  
41 expenditures, miscellaneous purposes, and for not more  
42 than the following full-time equivalent positions:  
43 ..... \$ ~~3,327,011~~  
44 ..... 4,024,434  
45 ..... FTEs 82.00  
46 ~~7. REGIONAL TELECOMMUNICATIONS COUNCILS~~  
47 ~~For state aid:~~  
48 ..... \$ ~~496,457~~  
49 ~~The regional telecommunications councils established~~  
50 ~~in section 8D.5 shall use the moneys appropriated in~~

~~1 this subsection to provide technical assistance for  
2 network classrooms, planning and troubleshooting for  
3 local area networks, scheduling of video sites, and  
4 other related support activities.~~

5 8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

6 For reimbursement for vocational education

7 expenditures made by secondary schools:

8 ..... \$ ~~1,315,067~~  
9 2,630,134

10 Moneys appropriated in this subsection shall be used  
11 to reimburse school districts for vocational education  
12 expenditures made by secondary schools to meet the  
13 standards set in sections 256.11, 258.4, and 260C.14.

14 9. SCHOOL FOOD SERVICE

15 For use as state matching funds for federal  
16 programs that shall be disbursed according to federal  
17 regulations, including salaries, support, maintenance,  
18 miscellaneous purposes, and for not more than the  
19 following full-time equivalent positions:

20 ..... \$ ~~1,088,399~~  
21 2,176,797  
22 ..... FTEs 20.58

23 10. EARLY CHILDHOOD IOWA FUND – GENERAL AID

24 For deposit in the school ready children grants  
25 account of the early childhood Iowa fund created in  
26 section 256I.11:

27 ..... \$ ~~2,693,057~~  
28 5,386,113

29 a. From the moneys deposited in the school ready  
30 children grants account for the fiscal year beginning  
31 July 1, 2012, and ending June 30, 2013, not more than  
32 \$265,950 is allocated for the early childhood Iowa  
33 office and other technical assistance activities. The  
34 early childhood Iowa state board shall direct staff to  
35 work with the early childhood stakeholders alliance  
36 created in section 256I.12 to inventory technical  
37 assistance needs. Moneys allocated under this lettered  
38 paragraph may be used by the early childhood Iowa state  
39 board for the purpose of skills development and support  
40 for ongoing training of staff. However, except as  
41 otherwise provided in this subsection, moneys shall not  
42 be used for additional staff or for the reimbursement  
43 of staff.

44 b. As a condition of receiving moneys appropriated  
45 in this subsection, each early childhood Iowa area  
46 board shall report to the early childhood Iowa state  
47 board progress on each of the local indicators approved  
48 by the area board. Each early childhood Iowa area  
49 board must also submit an annual budget for the area's  
50 comprehensive school ready children grant developed for



1 providing services for children from birth through five  
2 years of age, and provide other information specified  
3 by the early childhood Iowa state board, including  
4 budget amendments as needed. The early childhood Iowa  
5 state board shall establish a submission deadline for  
6 the annual budget and any budget amendments that allow  
7 a reasonable period of time for preparation by the  
8 early childhood Iowa area boards and for review and  
9 approval or request for modification of the materials  
10 by the early childhood Iowa state board. In addition,  
11 each early childhood Iowa area board must continue to  
12 comply with reporting provisions and other requirements  
13 adopted by the early childhood Iowa state board in  
14 implementing section 256I.9.

15 c. Of the amount appropriated in this subsection  
16 for deposit in the school ready children grants account  
17 of the early childhood Iowa fund, \$2,318,018 shall  
18 be used for efforts to improve the quality of early  
19 care, health, and education programs. Moneys allocated  
20 pursuant to this paragraph may be used for additional  
21 staff and for the reimbursement of staff. The early  
22 childhood Iowa state board may reserve a portion of the  
23 allocation, not to exceed \$88,650, for the technical  
24 assistance expenses of the early childhood Iowa state  
25 office, including the reimbursement of staff, and  
26 shall distribute the remainder to early childhood Iowa  
27 areas for local quality improvement efforts through  
28 a methodology identified by the early childhood Iowa  
29 state board to make the most productive use of the  
30 funding, which may include use of the distribution  
31 formula, grants, or other means.

32 d. Of the amount appropriated in this subsection  
33 for deposit in the school ready children grants account  
34 of the early childhood Iowa fund, \$825,030 shall  
35 be used for support of professional development and  
36 training activities for persons working in early care,  
37 health, and education by the early childhood Iowa  
38 state board in collaboration with the professional  
39 development component group of the early childhood  
40 Iowa stakeholders alliance maintained pursuant to  
41 section 256I.12, subsection 7, paragraph "b", and the  
42 early childhood Iowa area boards. Expenditures shall  
43 be limited to professional development and training  
44 activities agreed upon by the parties participating in  
45 the collaboration.

46 11. EARLY CHILDHOOD IOWA FUND – PRESCHOOL TUITION  
47 ASSISTANCE

48 a. For deposit in the school ready children grants  
49 account of the early childhood Iowa fund created in  
50 section 256I.11:



1 ..... \$ ~~2,714,439~~  
 2 5,428,877

3 b. The amount appropriated in this subsection shall  
 4 be used for early care, health, and education programs  
 5 to assist low-income parents with tuition for preschool  
 6 and other supportive services for children ages three,  
 7 four, and five who are not attending kindergarten in  
 8 order to increase the basic family income eligibility  
 9 requirement to not more than 200 percent of the federal  
 10 poverty level. In addition, if sufficient funding is  
 11 available after addressing the needs of those who meet  
 12 the basic income eligibility requirement, an early  
 13 childhood Iowa area board may provide for eligibility  
 14 for those with a family income in excess of the basic  
 15 income eligibility requirement through use of a sliding  
 16 scale or other copayment provisions.

17 12. EARLY CHILDHOOD IOWA FUND – FAMILY SUPPORT AND  
 18 PARENT EDUCATION

19 a. For deposit in the school ready children grants  
 20 account of the early childhood Iowa fund created in  
 21 section 256I.11:

22 ..... \$ ~~6,182,217~~  
 23 12,364,434

24 b. The amount appropriated in this subsection  
 25 shall be used for family support services and parent  
 26 education programs targeted to families expecting a  
 27 child or with newborn and infant children through age  
 28 five and shall be distributed using the distribution  
 29 formula approved by the early childhood Iowa state  
 30 board and shall be used by an early childhood Iowa  
 31 area board only for family support services and parent  
 32 education programs targeted to families expecting a  
 33 child or with newborn and infant children through age  
 34 five.

35 c. In order to implement the legislative intent  
 36 stated in sections 135.106 and 256I.9, that priority  
 37 for home visitation program funding be given to  
 38 programs using evidence-based or promising models  
 39 for home visitation, it is the intent of the general  
 40 assembly to phase-in the funding priority as follows:

41 (1) By July 1, 2013, 25 percent of state  
 42 funds expended for home visiting programs are for  
 43 evidence-based or promising program models.

44 (2) By July 1, 2014, 50 percent of state  
 45 funds expended for home visiting programs are for  
 46 evidence-based or promising program models.

47 (3) By July 1, 2015, 75 percent of state  
 48 funds expended for home visiting programs are for  
 49 evidence-based or promising program models.

50 (4) By July 1, 2016, 90 percent of state

1 funds expended for home visiting programs are for  
2 evidence-based or promising program models. The  
3 remaining 10 percent of funds may be used for  
4 innovative program models that do not yet meet the  
5 definition of evidence-based or promising programs.

6 d. For the purposes of this subsection, unless the  
7 context requires:

8 (1) "Evidence-based program" means a program that  
9 is based on scientific evidence demonstrating that  
10 the program model is effective. An evidence-based  
11 program shall be reviewed onsite and compared to  
12 program model standards by the model developer or the  
13 developer's designee at least every five years to  
14 ensure that the program continues to maintain fidelity  
15 with the program model. The program model shall have  
16 had demonstrated significant and sustained positive  
17 outcomes in an evaluation utilizing a well-designed and  
18 rigorous randomized controlled research design or a  
19 quasi-experimental research design, and the evaluation  
20 results shall have been published in a peer-reviewed  
21 journal.

22 (2) "Family support programs" includes group-based  
23 parent education or home visiting programs that are  
24 designed to strengthen protective factors, including  
25 parenting skills, increasing parental knowledge of  
26 child development, and increasing family functioning  
27 and problem solving skills. A family support program  
28 may be used as an early intervention strategy to  
29 improve birth outcomes, parental knowledge, family  
30 economic success, the home learning environment, family  
31 and child involvement with others, and coordination  
32 with other community resources. A family support  
33 program may have a specific focus on preventing child  
34 maltreatment or ensuring children are safe, healthy,  
35 and ready to succeed in school.

36 (3) "Promising program" means a program that meets  
37 all of the following requirements:

38 (a) The program conforms to a clear, consistent  
39 family support model that has been in existence for at  
40 least three years.

41 (b) The program is grounded in relevant  
42 empirically-based knowledge.

43 (c) The program is linked to program-determined  
44 outcomes.

45 (d) The program is associated with a national  
46 or state organization that either has comprehensive  
47 program standards that ensure high-quality service  
48 delivery and continuous program quality improvement  
49 or the program model has demonstrated through the  
50 program's benchmark outcomes that the program has

1 achieved significant positive outcomes equivalent  
2 to those achieved by program models with published  
3 significant and sustained results in a peer-reviewed  
4 journal.

5 (e) The program has been awarded the Iowa family  
6 support credential and has been reviewed onsite  
7 at least every five years to ensure the program's  
8 adherence to the Iowa family support standards approved  
9 by the early childhood Iowa state board created in  
10 section 256I.3 or a comparable set of standards. The  
11 onsite review is completed by an independent review  
12 team that is not associated with the program or the  
13 organization administering the program.

14 e. (1) The data reporting requirements adopted  
15 by the early childhood Iowa state board pursuant  
16 to section 256I.4 for the family support programs  
17 targeted to families expecting a child or with newborn  
18 and infant children through age five and funded  
19 through the board shall require the programs to  
20 participate in a state administered internet-based data  
21 collection system by July 1, 2013. The data reporting  
22 requirements shall be developed in a manner to provide  
23 for compatibility with local data collection systems.  
24 The state board's annual report submitted each January  
25 to the governor and general assembly under section  
26 256I.4 shall include family support program outcomes  
27 beginning with the January 2015 report.

28 (2) The data on families served that is collected  
29 by the family support programs funded through the  
30 early childhood Iowa initiative shall include but is  
31 not limited to basic demographic information, services  
32 received, funding utilized, and program outcomes for  
33 the children and families served. The state board  
34 shall adopt performance benchmarks for the family  
35 support programs and shall revise the Iowa family  
36 support credential to incorporate the performance  
37 benchmarks on or before January 1, 2014.

38 (3) The state board shall identify minimum  
39 competency standards for the employees and supervisors  
40 of family support programs funded through the early  
41 childhood Iowa initiative. The state board shall  
42 submit recommendations concerning the standards to the  
43 governor and general assembly on or before January 1,  
44 2014.

45 (4) On or before January 1, 2013, the state board  
46 shall adopt criminal and child abuse record check  
47 requirements for the employees and supervisors of  
48 family support programs funded through the early  
49 childhood Iowa initiative.

50 (5) The state board shall develop a plan to

1 implement a coordinated intake and referral process for  
 2 publicly funded family support programs in order to  
 3 engage the families expecting a child or with newborn  
 4 and infant children through age five in all communities  
 5 in the state by July 1, 2015.

6 13. BIRTH TO AGE THREE SERVICES

7 For expansion of the federal Individuals with  
 8 Disabilities Education Improvement Act of 2004, Pub.  
 9 L. No. 108-446, as amended to January 1, 2012, birth  
 10 through age three services due to increased numbers of  
 11 children qualifying for those services:

12 ..... \$ ~~860,700~~  
 13 1,721,400

14 From the moneys appropriated in this subsection,  
 15 \$383,769 shall be allocated to the child health  
 16 specialty clinic at the state university of Iowa to  
 17 provide additional support for infants and toddlers  
 18 who are born prematurely, drug-exposed, or medically  
 19 fragile.

20 14. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

21 To provide moneys for costs of providing textbooks  
 22 to each resident pupil who attends a nonpublic school  
 23 as authorized by section 301.1:

24 ..... \$ ~~280,107~~  
 25 560,214

26 Funding under this subsection is limited to \$20 per  
 27 pupil and shall not exceed the comparable services  
 28 offered to resident public school pupils.

29 15. CORE CURRICULUM AND CAREER INFORMATION AND  
 30 DECISION-MAKING SYSTEM

31 For purposes of implementing the statewide core  
 32 curriculum for school districts and accredited  
 33 nonpublic schools and a state-designated career  
 34 information and decision-making system:

35 ..... \$ ~~500,000~~  
 36 1,000,000

37 16. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

38 For purposes of the student achievement and teacher  
 39 quality program established pursuant to chapter  
 40 284, and for not more than the following full-time  
 41 equivalent positions:

42 ..... \$ ~~2,392,500~~  
 43 4,785,000  
 44 ..... FTEs 2.00

45 17. JOBS FOR AMERICA'S GRADUATES

46 For school districts to provide direct services to  
 47 the most at-risk senior high school students enrolled  
 48 in school districts through direct intervention by a  
 49 jobs for America's graduates specialist:

50 ..... \$ ~~20,000~~

540,000

## 18. COMMUNITY COLLEGES

a. For general state financial aid to merged areas as defined in section 260C.2 in accordance with chapters 258 and 260C:

..... \$ 81,887,324

163,774,647

~~The funds appropriated in this subsection shall be allocated pursuant to the formula established in section 260C.18C.~~

Notwithstanding the allocation formula in section 260C.18C, the funds appropriated in this subsection shall be allocated as follows:

(1) Merged Area I ..... \$ 8,178,529

(2) Merged Area II ..... \$ 8,649,157

(3) Merged Area III ..... \$ 7,965,651

(4) Merged Area IV ..... \$ 3,912,374

(5) Merged Area V ..... \$ 9,005,542

(6) Merged Area VI ..... \$ 7,619,814

(7) Merged Area VII ..... \$ 11,384,176

(8) Merged Area IX ..... \$ 14,176,695

(9) Merged Area X ..... \$ 25,055,309

(10) Merged Area XI ..... \$ 25,355,377

(11) Merged Area XII ..... \$ 9,282,987

(12) Merged Area XIII ..... \$ 9,596,897

(13) Merged Area XIV ..... \$ 3,974,533

(14) Merged Area XV ..... \$ 12,453,604

(15) Merged Area XVI ..... \$ 7,166,002

b. For distribution to community colleges to supplement faculty salaries:

..... \$ 250,000

500,000

c. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A:

..... \$ 2,500,000

5,000,000

d. Notwithstanding section 260C.14, subsection 2, or any other provision of law to the contrary, the board of directors of a community college shall not implement an increase in tuition for the 2012-2013 fiscal year.

## STATE BOARD OF REGENTS

Sec. 5. 2011 Iowa Acts, chapter 132, section 103, is amended to read as follows:

SEC. 103. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1 1. OFFICE OF STATE BOARD OF REGENTS  
2 a. For salaries, support, maintenance,  
3 miscellaneous purposes, and for not more than the  
4 following full-time equivalent positions:  
5 ..... \$ ~~532,503~~  
6 1,065,005  
7 ..... FTEs 15.00  
8 The state board of regents shall submit a monthly  
9 financial report in a format agreed upon by the state  
10 board of regents office and the legislative services  
11 agency.  
12 Notwithstanding section 262.9, subsection 19, or any  
13 other provision of law to the contrary, neither the  
14 board nor any of the institutions of higher education  
15 governed by the board shall implement an increase in  
16 tuition at any institution of higher education the  
17 board governs for the 2012-2013 fiscal year.  
18 b. For moneys to be allocated to the southwest Iowa  
19 graduate studies center:  
20 ..... \$ ~~43,736~~  
21 87,471  
22 c. For moneys to be allocated to the siouxland  
23 interstate metropolitan planning council for the  
24 tristate graduate center under section 262.9,  
25 subsection 22:  
26 ..... \$ ~~33,301~~  
27 66,601  
28 d. For moneys to be allocated to the quad-cities  
29 graduate studies center:  
30 ..... \$ ~~64,888~~  
31 129,776  
32 e. For moneys to be distributed to Iowa public  
33 radio for public radio operations:  
34 ..... \$ ~~195,784~~  
35 391,568  
36 2. STATE UNIVERSITY OF IOWA  
37 a. General university, including lakeside  
38 laboratory  
39 For salaries, support, maintenance, equipment,  
40 miscellaneous purposes, and for not more than the  
41 following full-time equivalent positions:  
42 ..... \$~~104,868,656~~  
43 191,737,311  
44 ..... FTEs 5,058.55  
45 b. Oakdale campus  
46 For salaries, support, maintenance, miscellaneous  
47 purposes, and for not more than the following full-time  
48 equivalent positions:  
49 ..... \$ ~~1,093,279~~  
50 2,186,558

1 .....	FTEs	38.25
2 c. State hygienic laboratory		
3 For salaries, support, maintenance, miscellaneous		
4 purposes, and for not more than the following full-time		
5 equivalent positions:		
6 .....	\$	<del>1,768,358</del>
7 .....		<u>3,536,716</u>
8 .....	FTEs	102.50
9 d. Family practice program		
10 For allocation by the dean of the college of		
11 medicine, with approval of the advisory board, to		
12 qualified participants to carry out the provisions		
13 of chapter 148D for the family practice program,		
14 including salaries and support, and for not more than		
15 the following full-time equivalent positions:		
16 .....	\$	<del>894,133</del>
17 .....		<u>1,788,265</u>
18 .....	FTEs	190.40
19 e. Child health care services		
20 For specialized child health care services,		
21 including childhood cancer diagnostic and treatment		
22 network programs, rural comprehensive care for		
23 hemophilia patients, and the Iowa high-risk infant		
24 follow-up program, including salaries and support, and		
25 for not more than the following full-time equivalent		
26 positions:		
27 .....	\$	<del>329,728</del>
28 .....		<u>659,456</u>
29 .....	FTEs	57.97
30 f. Statewide cancer registry		
31 For the statewide cancer registry, and for not more		
32 than the following full-time equivalent positions:		
33 .....	\$	<del>74,526</del>
34 .....		<u>149,051</u>
35 .....	FTEs	2.10
36 g. Substance abuse consortium		
37 For moneys to be allocated to the Iowa consortium		
38 for substance abuse research and evaluation, and		
39 for not more than the following full-time equivalent		
40 position:		
41 .....	\$	<del>27,765</del>
42 .....		<u>55,529</u>
43 .....	FTEs	1.00
44 h. Center for biocatalysis		
45 For the center for biocatalysis, and for not more		
46 than the following full-time equivalent positions:		
47 .....	\$	<del>361,864</del>
48 .....		<u>723,727</u>
49 .....	FTEs	6.28
50 i. Primary health care initiative		



1 For the primary health care initiative in the  
2 college of medicine, and for not more than the  
3 following full-time equivalent positions:

4 .....	\$	<del>324,465</del>
5 .....		<u>648,930</u>
6 .....	FTEs	5.89

7 From the moneys appropriated in this lettered  
8 paragraph, \$254,889 shall be allocated to the  
9 department of family practice at the state university  
10 of Iowa college of medicine for family practice faculty  
11 and support staff.

12 j. Birth defects registry

13 For the birth defects registry, and for not more  
14 than the following full-time equivalent position:

15 .....	\$	<del>19,144</del>
16 .....		<u>38,288</u>
17 .....	FTEs	1.00

18 k. Larned A. Waterman Iowa nonprofit resource  
19 center

20 For the Larned A. Waterman Iowa nonprofit resource  
21 center, and for not more than the following full-time  
22 equivalent positions:

23 .....	\$	<del>81,270</del>
24 .....		<u>162,539</u>
25 .....	FTEs	2.75

26 l. Iowa online advanced placement academy science,  
27 technology, engineering, and mathematics initiative

28 For the Iowa online advanced placement academy  
29 science, technology, engineering, and mathematics  
30 initiative:

31 .....	\$	<del>240,925</del>
32 .....		<u>481,849</u>

33 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

34 a. General university

35 For salaries, support, maintenance, equipment,  
36 miscellaneous purposes, and for not more than the  
37 following full-time equivalent positions:

38 .....	\$	<del>82,172,599</del>
39 .....		<u>154,245,198</u>
40 .....	FTEs	3,647.42

41 b. Agricultural experiment station

42 For the agricultural experiment station salaries,  
43 support, maintenance, miscellaneous purposes, and  
44 for not more than the following full-time equivalent  
45 positions:

46 .....	\$	<del>14,055,939</del>
47 .....		<u>28,111,877</u>
48 .....	FTEs	546.98

49 c. Cooperative extension service in agriculture and  
50 home economics



1 For the cooperative extension service in agriculture  
2 and home economics salaries, support, maintenance,  
3 miscellaneous purposes, and for not more than the  
4 following full-time equivalent positions:

5 .....	\$	<del>8,968,361</del>
6 .....		<u>17,936,722</u>
7 .....	FTEs	<u>383.34</u>

8 d. Leopold center

9 For agricultural research grants at Iowa state  
10 university of science and technology under section  
11 266.39B, and for not more than the following full-time  
12 equivalent positions:

13 .....	\$	<del>198,709</del>
14 .....		<u>397,417</u>
15 .....	FTEs	<u>11.25</u>

16 e. Livestock disease research

17 For deposit in and the use of the livestock disease  
18 research fund under section 267.8:

19 .....	\$	<del>86,423</del>
20 .....		<u>172,845</u>

21 4. UNIVERSITY OF NORTHERN IOWA

22 a. General university

23 For salaries, support, maintenance, equipment,  
24 miscellaneous purposes, and for not more than the  
25 following full-time equivalent positions:

26 .....	\$	<del>37,367,293</del>
27 .....		<u>71,734,586</u>
28 .....	FTEs	<u>1,447.50</u>

29 b. Recycling and reuse center

30 For purposes of the recycling and reuse center, and  
31 for not more than the following full-time equivalent  
32 positions:

33 .....	\$	<del>87,628</del>
34 .....		<u>175,256</u>
35 .....	FTEs	<u>3.00</u>

36 c. Science, technology, engineering, and  
37 mathematics (STEM) collaborative initiative

38 For purposes of establishing a science, technology,  
39 engineering, and mathematics (STEM) collaborative  
40 initiative, and for not more than the following  
41 full-time equivalent positions:

42 .....	\$	<del>867,328</del>
43 .....		<u>1,734,656</u>
44 .....	FTEs	<u>6.20</u>

45 (1) From the moneys appropriated in this lettered  
46 paragraph, up to \$282,000 shall be allocated for  
47 salaries, staffing, and institutional support. The  
48 remainder of the moneys appropriated in this lettered  
49 paragraph shall be expended only to support activities  
50 directly related to recruitment of kindergarten

1 through grade 12 mathematics and science teachers and  
2 for ongoing mathematics and science programming for  
3 students enrolled in kindergarten through grade 12.

4 (2) The university of northern Iowa shall work with  
5 the community colleges to develop STEM professional  
6 development programs for community college instructors  
7 and STEM curriculum development.

8 d. Real estate education program

9 For purposes of the real estate education program,  
10 and for not more than the following full-time  
11 equivalent position:

12 .....	\$	<del>62,651</del>
13 .....		<u>125,302</u>
14 .....	FTEs	<u>1.00</u>

15 5. STATE SCHOOL FOR THE DEAF

16 For salaries, support, maintenance, miscellaneous  
17 purposes, and for not more than the following full-time  
18 equivalent positions:

19 .....	\$	<del>4,339,982</del>
20 .....		<u>8,679,964</u>
21 .....	FTEs	<u>126.60</u>

22 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

23 For salaries, support, maintenance, miscellaneous  
24 purposes, and for not more than the following full-time  
25 equivalent positions:

26 .....	\$	<del>1,809,466</del>
27 .....		<u>3,618,931</u>
28 .....	FTEs	<u>62.87</u>

29 7. TUITION AND TRANSPORTATION COSTS

30 For payment to local school boards for the tuition  
31 and transportation costs of students residing in the  
32 Iowa braille and sight saving school and the state  
33 school for the deaf pursuant to section 262.43 and  
34 for payment of certain clothing, prescription, and  
35 transportation costs for students at these schools  
36 pursuant to section 270.5:

37 .....	\$	<del>5,882</del>
38 .....		<u>11,763</u>

39 8. LICENSED CLASSROOM TEACHERS

40 For distribution at the Iowa braille and sight  
41 saving school and the Iowa school for the deaf based  
42 upon the average yearly enrollment at each school as  
43 determined by the state board of regents:

44 .....	\$	<del>41,025</del>
45 .....		<u>82,049</u>

46 Sec. 6. Section 256.86, Code 2011, is amended to  
47 read as follows:

48 256.86 Competition with private sector.

49 1. It is the intent of the general assembly that  
50 the division shall not compete with the private sector

1 by actively seeking revenue from its operations except  
2 as provided in this chapter.

3 2. a. The division may receive revenue for  
4 providing services, products, and usage of facilities  
5 and equipment if one or more of the following  
6 conditions are met:

7 (1) The service, product, or usage is not  
8 reasonably available in the private sector.

9 (2) The division can provide the service, product,  
10 or usage at a time, price, location, or terms that are  
11 not reasonably available through the private sector.

12 (3) The service, product, or usage is deemed by  
13 the division to be related to public service or the  
14 educational mission of the division.

15 b. The division may charge reasonable fees for  
16 providing services, products, and usage of facilities  
17 and equipment in accordance with paragraph "a",  
18 including but not limited to a reasonable equipment and  
19 facilities usage fee.

20 c. Fees charged in accordance with this subsection  
21 shall be deposited in the capital equipment replacement  
22 revolving fund created pursuant to section 256.87.

23 3. It is not the intent of the general assembly to  
24 prohibit the receipt of charitable contributions as  
25 defined by section 170 of the Internal Revenue Code.

26 4. The board, the governor, or the administrator  
27 may apply for and accept federal or nonfederal gifts,  
28 loans, or grants of funds and may use the funds for  
29 projects under this chapter.

30 Sec. 7. Section 256.87, Code 2011, is amended to  
31 read as follows:

32 256.87 Costs and fees – capital equipment  
33 replacement revolving fund.

34 ~~1. The board may provide noncommercial production~~  
35 ~~or reproduction services for other public agencies,~~  
36 ~~nonprofit corporations or associations organized~~  
37 ~~under state law, or other nonprofit organizations,~~  
38 ~~and may collect the costs of providing the services~~  
39 ~~from the public agency, corporation, association, or~~  
40 ~~organization, plus a separate equipment usage fee in~~  
41 ~~an amount determined by the board and based upon the~~  
42 ~~equipment used. The costs shall be deposited to the~~  
43 ~~credit of the board. The separate equipment usage fee~~  
44 ~~shall be deposited in the capital equipment replacement~~  
45 ~~revolving fund.~~

46 ~~2. The board may establish a capital equipment~~  
47 ~~replacement revolving fund into which shall be~~  
48 ~~deposited equipment usage fees collected under~~  
49 ~~subsection 1 and funds from other sources designated~~  
50 ~~for deposit in the~~ A ~~capital equipment replacement~~

1 revolving fund is created in the state treasury. The  
2 revolving fund shall be administered by the board and  
3 shall consist of moneys collected by the division as  
4 fees and any other moneys obtained or accepted by the  
5 division for deposit in the revolving fund.

6 2. The board may expend moneys from the capital  
7 equipment replacement revolving fund to update  
8 facilities and purchase technical equipment for  
9 ~~operating the educational radio and television facility~~  
10 its operations.

11 3. Notwithstanding section 12C.7, subsection  
12 2, interest or earnings on moneys in the revolving  
13 fund shall be credited to the revolving fund.  
14 Notwithstanding section 8.33, moneys in the revolving  
15 fund that remain unencumbered or unobligated at the  
16 close of the fiscal year shall not revert to any other  
17 fund but shall remain available in the revolving fund  
18 for the purposes designated.

19 Sec. 8. Section 261.19, subsection 3, Code  
20 Supplement 2011, is amended to read as follows:

21 3. A health care professional recruitment ~~revolving~~  
22 fund is created in the state treasury as a separate  
23 fund under the control of the commission for deposit of  
24 moneys appropriated to or received by the commission  
25 for use under the program. The commission shall  
26 ~~deposit payments made by health care professional~~  
27 ~~recruitment program recipients and the proceeds from~~  
28 ~~the sale of osteopathic loans awarded pursuant to~~  
29 ~~section 261.19, subsection 2, paragraph "b", Code 2011,~~  
30 ~~into the health care professional recruitment revolving~~  
31 ~~fund. Moneys credited to the fund shall be used to~~  
32 ~~supplement moneys appropriated for the health care~~  
33 ~~professional recruitment program, for loan repayment~~  
34 ~~in accordance with this section, and to pay for loan~~  
35 ~~or interest repayment defaults by program recipients.~~  
36 Notwithstanding section 8.33, any balance in the fund  
37 on June 30 of any fiscal year shall not revert to the  
38 general fund of the state but shall remain in the fund  
39 and be continuously available for loan forgiveness  
40 under the program. Notwithstanding section 12C.7,  
41 subsection 2, interest or earnings on moneys deposited  
42 in the fund shall be credited to the fund.

43 Sec. 9. Section 261.25, subsection 2, Code  
44 Supplement 2011, is amended to read as follows:

45 2. There is appropriated from the general fund of  
46 the state to the commission for each fiscal year the  
47 sum of ~~four~~ two million dollars for tuition grants  
48 for students attending for-profit accredited private  
49 institutions located in Iowa. A for-profit institution  
50 which, effective March 9, 2005, or effective January

1 8, 2010, purchased an accredited private institution  
2 that was exempt from taxation under section 501(c)  
3 of the Internal Revenue Code, shall be an eligible  
4 institution under the tuition grant program. For  
5 purposes of the tuition grant program, "for-profit  
6 accredited private institution" means an accredited  
7 private institution which is not exempt from taxation  
8 under section 501(c)(3) of the Internal Revenue Code  
9 but which otherwise meets the requirements of section  
10 261.9, subsection 1, paragraph "b", and whose students  
11 were eligible to receive tuition grants in the fiscal  
12 year beginning July 1, 2003.

13 Sec. 10. Section 284.13, subsection 1, paragraphs a  
14 through d, Code Supplement 2011, are amended to read  
15 as follows:

16 a. For the fiscal year beginning July 1, ~~2011~~ 2012,  
17 and ending June 30, ~~2012~~ 2013, to the department of  
18 education, the amount of ~~six~~ five hundred eighty-five  
19 thousand dollars for the issuance of national board  
20 certification awards in accordance with section 256.44.  
21 Of the amount allocated under this paragraph, not  
22 less than eighty-five thousand dollars shall be used  
23 to administer the ambassador to education position in  
24 accordance with section 256.45.

25 b. For the fiscal year beginning July 1, ~~2011~~  
26 2012, and ending June 30, ~~2012~~ 2013, an amount up to  
27 two million ~~three~~ four hundred ~~ninety-five~~ sixty-three  
28 thousand ~~one~~ five hundred ~~fifty-seven~~ ninety dollars  
29 for first-year and second-year beginning teachers, to  
30 the department of education for distribution to school  
31 districts and area education agencies for purposes  
32 of the beginning teacher mentoring and induction  
33 programs. A school district or area education agency  
34 shall receive one thousand three hundred dollars per  
35 beginning teacher participating in the program. If the  
36 funds appropriated for the program are insufficient  
37 to pay mentors, school districts, and area education  
38 agencies as provided in this paragraph, the department  
39 shall prorate the amount distributed to school  
40 districts and area education agencies based upon the  
41 amount appropriated. Moneys received by a school  
42 district or area education agency pursuant to this  
43 paragraph shall be expended to provide each mentor with  
44 an award of five hundred dollars per semester, at a  
45 minimum, for participation in the school district's or  
46 area education agency's beginning teacher mentoring  
47 and induction program; to implement the plan; and to  
48 pay any applicable costs of the employer's share of  
49 contributions to federal social security and the Iowa  
50 public employees' retirement system or a pension and

1 annuity retirement system established under chapter  
2 294, for such amounts paid by the district or area  
3 education agency.

4 c. For the fiscal year beginning July 1, ~~2011~~  
5 2012, and ending June 30, ~~2012~~ 2013, up to six hundred  
6 thousand dollars to the department for purposes of  
7 implementing the professional development program  
8 requirements of section 284.6, assistance in developing  
9 model evidence for teacher quality committees  
10 established pursuant to section 284.4, subsection 1,  
11 paragraph "c", and the evaluator training program in  
12 section 284.10. A portion of the funds allocated to  
13 the department for purposes of this paragraph may be  
14 used by the department for administrative purposes and  
15 for not more than four full-time equivalent positions.

16 d. For the fiscal year beginning July 1, ~~2011~~  
17 2012, and ending June 30, ~~2012~~ 2013, an amount up to  
18 one million one hundred ~~four~~ thirty-six thousand ~~eight~~  
19 four hundred ~~forty-three~~ ten dollars to the department  
20 for the establishment of teacher development academies  
21 in accordance with section 284.6, subsection 10. A  
22 portion of the funds allocated to the department  
23 for purposes of this paragraph may be used for  
24 administrative purposes.

25 Sec. 11. 2011 Iowa Acts, chapter 132, section 99,  
26 is repealed.

27 Sec. 12. REPEAL. Sections 261.92, 261.93, 261.93A,  
28 261.94, 261.95, 261.96, and 261.97, Code and Code  
29 Supplement 2011, are repealed.>

30 2. Title page, lines 4 and 5, by striking <regents,  
31 and providing effective date provisions> and inserting  
32 <regents>

RECEIVED FROM THE HOUSE

HOUSE FILE 561

S-5146

1 Amend House File 561, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. Page 11, line 22, by striking <subsection> and  
4 inserting <subsections>

5 2. Page 12, after line 1 by inserting:

6 <NEW SUBSECTION. 5. In the case of an application  
7 to construct a nuclear generation facility, the  
8 applicant has established a disaster compensation fund  
9 in compliance with requirements determined by the  
10 board by rule to compensate utility customers and other  
11 individuals or entities for property damage resulting  
12 from any accidental or intentional release of hazardous  
13 or radioactive materials from the facility.>

14 3. By renumbering as necessary.

**By** JOE BOLKCOM

S-5146 FILED MARCH 28, 2012



S-5140

- 1 Amend House File 2323, as passed by the House, as  
2 follows:
- 3 1. Page 1, before line 1 by inserting:  
4 <Section 1. Section 384.84, subsection 3, paragraph  
5 c, Code Supplement 2011, is amended to read as follows:  
6 c. A city utility or enterprise service to a  
7 property or premises shall not be discontinued unless  
8 prior written notice is sent, by ordinary mail, to the  
9 account holder in whose name the delinquent rates or  
10 charges were incurred, informing the account holder  
11 of the nature of the delinquency and affording the  
12 account holder the opportunity for a hearing prior to  
13 discontinuance of service. If the account holder is a  
14 tenant, and if the owner or landlord of the property  
15 or premises has made a written request for notice, the  
16 notice shall also be given to the owner or landlord.  
17 If the account holder is a tenant and requests a change  
18 of name for service under the account, such request  
19 shall be sent to the owner or landlord of the property  
20 if the owner or landlord has made a written request  
21 for notice of any change of name for service under the  
22 account to the rental property.>
- 23 2. Page 1, by striking lines 14 through 19 and  
24 inserting <notice shall contain the name of the tenant  
25 responsible for charges, address of the residential  
26 rental property that the tenant is to occupy, and the  
27 date that the occupancy begins. A change in tenant  
28 shall require a new written notice to be given to the  
29 city utility or enterprise within thirty business days  
30 of the change in tenant. When the tenant moves from  
31 the>
- 32 3. Page 1, line 24, by striking <ten> and inserting  
33 <~~ten~~ thirty>
- 34 4. Page 2, line 9, after <contain> by inserting  
35 <the name of the tenant responsible for the charges,>
- 36 5. Page 2, line 10, by striking <occupy> and  
37 inserting <occupy,>
- 38 6. Page 2, line 11, after <begins.> by inserting  
39 <A change in tenant shall require a new written notice  
40 to be given to the city utility or enterprise within  
41 thirty business days of the change in tenant.>
- 42 7. Page 2, line 18, by striking <ten> and inserting  
43 <thirty>
- 44 8. By renumbering as necessary.

**By MARY JO WILHELM**

HOUSE FILE 2427

S-5141

1 Amend House File 2427, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. Page 1, by striking line 29 and inserting <be  
4 subject to a civil penalty in the amount of two hundred  
5 fifty dollars. A person who>

6 2. Page 2, line 5, by striking <twenty-five> and  
7 inserting <fifty>

8 3. Page 2, by striking line 8 and inserting <shall  
9 be subject to a civil penalty in the amount of two  
10 hundred fifty dollars.>

11 4. Page 2, line 10, by striking <twenty-five> and  
12 inserting <fifty>

13 5. Page 2, line 13, by striking <twenty-five> and  
14 inserting <fifty>

**By** WILLIAM DOTZLER

S-5141 FILED MARCH 28, 2012

ADOPTED

# Fiscal Note

*Fiscal Services Division*



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**SF 2050** – Renewable Energy Tax Credits (LSB 5686SS)

Analyst: Jeff Robinson (Phone: 515-281-4614) ([jeff.robinson@legis.state.ia.us](mailto:jeff.robinson@legis.state.ia.us))

Fiscal Note Version – New

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## **Description**

**Senate File 2050** relates to Iowa's wind energy production tax incentives. The Bill:

- Adds 15 megawatts per year to the 1.5 cent per kilowatt-hour tax credit under Chapter 476C (Renewable Energy Tax Credit), beginning 2015 and ending 2019. This adds a total of 75 megawatts of eligible capacity to the wind 476C tax credit program.
- Adds 5 megawatts per year to the 1.5 cent per kilowatt-hour tax credit for nonwind projects under Chapter 476C, beginning 2015 and ending 2019. This adds a total of 25 megawatts of eligible capacity to the nonwind 476C tax credit program.

The Bill is effective July 1, 2012.

## **Assumptions**

Chapter 476C Future Wind and Nonwind Projects:

- Sufficient demand will exist in calendar years 2015 through 2019 to fully utilize the 100 megawatts of new production authorized.
- The average capacity factor will equal 38.0% for wind projects and 80.0% for nonwind projects.
- Once earned, tax credits will be redeemed:
  - Initial year = 80.0%
  - Second year = 15.0%
  - Third year = 5.0%

## **Fiscal Impact**

The 100 megawatts of Chapter 476C wind and nonwind energy production capacity added starting calendar year 2015 will reduce net General Fund revenue when tax credits earned through those projects are redeemed. The following table provides the projected additional net General Fund revenue reduction associated with those 100 megawatts.

Est. General Fund Revenue Reductions  
Tax Credit Redemptions  
100MW of New 476C Tax Credits  
Available CY 2015 to CY 2019  
\$ in Millions

FY 2017	\$ 0.0	FY 2026	\$ 0.0
FY 2018	1.0	FY 2027	6.4
FY 2019	2.2	FY 2028	5.4
FY 2020	3.5	FY 2029	4.1
FY 2021	4.8	FY 2030	2.9
FY 2022	6.1	FY 2031	1.6
FY 2023	6.3	FY 2032	0.3
FY 2024	6.4	FY 2033	0.1
FY 2025	6.4	FY 2034	0.0

Total Fiscal Impact = \$63.9 million

Tax credits earned under Chapter 476C are not refundable, so to the extent the credits are redeemed through individual income tax returns they will impact the calculation of the Local Option Income Surplus for Schools. The statewide average impact will be approximately 3.0% of the net General Fund impact, but only for those credits redeemed on individual income tax returns.

The Iowa Utilities Board has significant duties related to evaluating and approving projects eligible under Chapter 476C. This Bill will expand and extend the workload of the Board staff. The Utilities Board estimates that an additional 0.5 FTE position will be necessary once the new projects begin to apply for the additional credits in CY 2015 and salaries, benefits, and support for the position will total approximately \$45,000 per year.

### **Sources**

Legislative Services Agency Analysis  
Iowa Utilities Board  
Iowa Department of Revenue  
Natural Resources Defense Council

/s/ Holly M. Lyons

March 28, 2012

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The fiscal note for this bill was prepared pursuant to **Joint Rule 17**. Data used in developing this fiscal note, including correctional and minority impact information, is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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